

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES	:	<b><u>ELECTRONICALLY FILED</u></b>
-v.-	:	S2 07 Cr. 115 (AKH)
ABDUL TAWALA IBN ALI ALISHTARI,	:	
a/k/a "Michael Mixon,"	:	
	:	
Defendant.	:	
	:	

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**DECLARATION OF JOHN P. CRONAN**

John P. Cronan, pursuant to 28 U.S.C. § 1746, declares the following under penalty of perjury:

1. I am an Assistant United States Attorney in the office of Lev L. Dassin, Acting United States Attorney for the Southern District of New York. I am one of the prosecutors assigned to this matter and am familiar with the proceedings herein. I make this declaration in support of The Government's Memorandum Of Law In Opposition To The Defendant's Motion In Limine.
2. Attached hereto as Exhibit A is a true and correct copy of the trial testimony of Evan Kohlmann in *United States v. Oussama Abdullah Kassir*, 04 Cr. 356 (JFK), before The Honorable John F. Keenan on April 21, 2009.
3. Attached hereto as Exhibit B is a true and correct copy of the trial testimony of Evan Kohlmann in *United States v. Oussama Abdullah Kassir*, 04 Cr. 356 (JFK), before The Honorable John F. Keenan on April 22, 2009.
4. Attached hereto as Exhibit C is a true and correct copy of the Opinion and

Order in *United States v. Syed Haris Ahmed et al.*, 1:06-cv-0147-WSD (N.D. Ga.), issued by The Honorable William S. Duffey, Jr., on or about June 1, 2009.

5. Attached hereto as Exhibit D is a true and correct copy of the testimony of Evan Kohlmann in *United States v. Uzair Paracha*, 03 Cr. 1197 (SHS) (S.D.N.Y.), at the *Daubert* hearing before The Honorable Sidney H. Stein on November 2, 2005.

6. Attached hereto as Exhibit E is a true and correct copy of the testimony of Evan Kohlmann in *United States v. Syed Haris Ahmed et al.*, 1:06-cv-0147-WSD (N.D. Ga.), at the *Daubert* hearing before The Honorable William S. Duffey, Jr., on or about May 20, 2009.

Dated: July 28, 2009  
New York, New York

LEV L. DASSIN  
Acting United States Attorney for the  
Southern District of New York

By: /s/ John P. Cronan  
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